IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.543 OF 2003

Pune District Central Co-operative Bank Ltd. ...Appellant

Versus

Canara Bank ...Respondent

Shri Vijay Patil for the Appellant.

CORAM : ABHAY S.OKA, J.
DATED : JULY 06, 2007.

P.C.:

1. Heard the Advocate appearing for the Appellant. Following substantial question of law arises:

(i) Whether the suit filed by the Respondent was not maintainable on account of the failure of the Respondent to serve notice under section 164 of the Maharashtra Co-operative Societies Act, 1960?

2. Second Appeal is admitted on the aforesaid substantial question of law. Printing is dispensed with. The Appellant is directed to file a private paper-book within a period of one year from today. If the paper-book is not filed within the stipulated period, the Appeal will stand dismissed for want of prosecution without further reference to the court.

JUDGE